

IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF GEORGIA  
ALBANY DIVISION

GABRIELLE and DARYL MEUNIER,  
husband and wife, individually, and as Next  
Friends and Natural Guardians of  
CHRISTOPHER MICHAEL MEUNIER, a  
minor,

Plaintiffs,

CIVIL CASE NO. 1:09-CV-12-WLS

v.

PEANUT CORPORATION OF AMERICA, a  
Virginia corporation; and KELLOGG  
COMPANY, a Delaware corporation,

Defendants.

**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

COMES NOW the plaintiffs to hereby voluntarily dismiss this action, pursuant to Rule 41(a)(1)(A)(i), without prejudice or award of costs.

Because the defendants Peanut Corporation of America (PCA) and Kellogg Company (Kellogg) have filed neither an answer nor a motion for summary judgment, no stipulation of dismissal is required under the rules.

ACCORDINGLY, the plaintiffs hereby respectfully request that the Court dismiss this action without prejudice or award of costs to any parties.

DATED this 17<sup>th</sup> day of December, 2009

**ON BEHALF OF THE PLAINTIFFS:**



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